

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.	:	10/571989	Confirmation No.	5552
Applicant	:	Michael Kalafatis		
Filed	:	March 13, 2006		
TC/A.U.	:	1651		
Examiner	:	Lora Elizabeth Barnhart		
Title	:	EXOSITE-DIRECTED THROMBIN INHIBITORS		
Docket No.	:	CSU-17999		
Customer No.	:	040854		

**RESPONSE TO NOTICE OF IMPROPER REQUEST
FOR CONTINUED EXAMINATION (RCE)**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This communication is in response to the Notice of Improper Request for Continued Examination (RCE) dated January 14, 2009, (copy enclosed). The previous Request for Continued Examination (RCE) filed on January 5, 2009, was filed so that Applicant may conduct a telephone interview with the Examiner prior to submitting its Response to the outstanding Office Action.

This Response is submitted with another Request for Continued Examination (RCE) and is believed to satisfy the PTO requirements.

Payment for the Request for Continued Examination (RCE) was previously accepted by the PTO.

Respectfully submitted,

RANKIN, HILL & CLARK LLP

By /Mark E. Bandy/
Mark E. Bandy, Reg. No. 35788

38210 Glenn Avenue
Willoughby, Ohio 44094-7808
(216) 566-9700



UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO
10/571,989	03/13/2006	Michael Kalafatis	CSU-17999	5552

0854 7590 01/14/2009
RANKIN, HILL & CLARK LLP
38210 Glenn Avenue
WILLOUGHBY, OH 44094-7808

EXAMINER

BARNHART, LORA ELIZABETH

ART UNIT	PAPER NUMBER
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1651

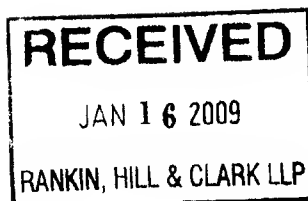
MAIL DATE	DELIVERY MODE
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01/14/2009

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.



**NOTICE OF IMPROPER REQUEST FOR
CONTINUED EXAMINATION (RCE)**

Application No.
10/571,989

Applicant(s)
KALAFATIS, MICHAEL

Art Unit
1600

Date Mailed:

The request for continued examination (RCE) under 37 CFR 1.114 filed on _____ is improper for reason(s) indicated below:

- 1 ☐ Continued examination under 37 CFR 1.114 does not apply to an application for a design patent. Applicant may wish to consider filing a continuing application under 37 CFR 1.53(b) or a CPA under 37 CFR 1.53(d). An RCE cannot be treated as a CPA.
- 2 ☐ Continued examination under 37 CFR 1.114 does not apply to an application that was filed before June 8, 1995. Applicant may wish to consider filing a continuing application under 37 CFR 1.53(b).
- 3 ☐ Continued examination under 37 CFR 1.114 does not apply to an application unless prosecution in the application is closed. If the RCE was accompanied by a reply to a non-final Office action, the reply will be entered and considered under 37 CFR 1.111. If the RCE was not accompanied by a reply, the time period set forth in the last Office action continues to run from the mailing date of that action.
- 4 ☐ The request was not filed before payment of the issue fee, and no petition under 37 CFR 1.313 was granted. If this application has not yet issued as a patent, applicant may wish to consider filing either a petition under 37 CFR 1.313 to withdraw this application from issue, or a continuing application under 37 CFR 1.53(b).
- 5 ☐ The request was not filed before abandonment of the application. The application was abandoned, or proceedings terminated on _____. Applicant may wish to consider filing a petition under 37 CFR 1.137 to revive this abandoned application.
- 6 ☐ The request was not accompanied by the fee set forth in 37 CFR 1.17(e) as required by 37 CFR 1.114. Since the application is not under appeal, the time period set forth in the final Office action or notice of allowance continues to run from the mailing date of that action or notice.
- 7 ☒ The request was not accompanied by a submission as required by 37 CFR 1.114. Since the application is not under appeal, the time period set forth in the final Office action or notice of allowance continues to run from the mailing date of that action or notice.

Note: A continued prosecution application (CPA) under 37 CFR 1.53(d) cannot be filed in a utility or plant application. A CPA filed in a utility or plant application that has a filing date **on or after June 8, 1995** will be treated as an RCE under 37 CFR 1.114. The request for a CPA in the instant application, however, has been treated as an improper RCE for the reason(s) indicated above.

A copy of this Notice MUST be returned with the reply.

Direct any questions concerning this notice to:

/WILLIAM N. PHILLIPS/, Technology Center 1600

Telephone Number: (571)272-0548